

## Rebozo Is Reported Fighting Subpoena For Bank Records

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WASHINGTON, May 16—A lawyer for Charles G. Rebozo reportedly said in a telegram sent today to the Senate Watergate committee that because of "intentional false and malicious" leaks about his client's testimony, he would petition the panel to withdraw its subpoena for Mr. Rebozo's bank records.

The telegram, which sources said was received late this afternoon by Samuel Dash, the committee's chief counsel, amounted to formal notification of Mr. Rebozo's intention not to comply with the committee's demand for the documents.

William S. Frates of Miami, who represents the Key Biscayne Bank and Trust Company that Mr. Rebozo heads, has been hinting for several days that his client would refuse to comply with the subpoena because of what he termed unwarranted and distorted accounts of Mr. Rebozo's confidential testimony before the committee.

Mr. Frates reportedly alleged in the telegram that "untrue and illegal" accounts published last week about Mr. Rebozo's handling of a \$50,000 contribution to President

Nixon's 1972 re-election campaign had severely damaged the banker's reputation and standing in his community.

Mr. Dash's office had no comment on the reported contents of the Frates telegram, and would not even acknowledge that one had been received.

Committee sources said yesterday, however, that Terry F. Lenzner, the staff lawyer in charge of the investigation of Mr. Rebozo's handling of Republican political contributions, had been directed to prepare a formal brief charging Mr. Rebozo with contempt.

The committee has received none of the bank records that it has subpoenaed from Mr. Rebozo in an effort to resolve conflicting testimony about the ultimate disposition of \$150,000 in cash that he admits accepting on behalf of the Nixon re-election campaign.

Mr. Rebozo has said he held for three years \$100,000 he had received from the Howard Hughes organization before returning it to a Hughes lawyer last June. But Herbert W. Kalmbach, the President's former personal lawyer, has reportedly told the committee that Mr. Rebozo conceded privately that he gave or lent part of the funds to Mr. Nixon's two brothers and other individuals.

Committee sources disclosed last week that Mr. Rebozo had testified in March about another \$50,000 he received from A. D. Davis, an executive of the Winn Dixie grocery store chain based in Jacksonville, Fla.